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**FILED**  
July 6 2006

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

DAVID J. MALAND, CLERK  
U.S. DISTRICT COURT

By Beverly Aulbaugh  
DEPUTY

DIVISION Beaumont

DATE July 6, 2006

DISTRICT JUDGE RON CLARK

TIME 9:35 am - 1:20 pm

FINISAR CORPORATION

REPORTER Ada Christi

PLAINTIFF

VS.

DIRECTV GROUP INC., ET AL

CIVIL NO. 1:05cv264

DEFENDANT

ATTORNEYS FOR PLAINTIFF Lawrence Germer, Charles Roberts, CJ Veverka, Craig Hall, Ludmila Yamalova

ATTORNEYS FOR DEFENDANT Thad Heartfield, Victor Savikas, Louis Touton, Gregory Castanias

THIS DAY CAME THE PARTIES BY THEIR ATTORNEYS AND THE FOLLOWING PROCEEDINGS WERE HAD: Hearing held on post trial motions before Judge Clark. 9:37 am Mr. Roberts made his statements to the Court. Mr. Veverka made statements to the Courts. 10:11 am Mr. Veverka called Brian Napper to testify before the Court. 10:30 am Cross exam by Mr. Savikas. 10:44 am Recessed. 10:55 am Resumed. Mr. Roberts made arguments to the Court. 11:00 am Mr. Savikas called Rich Donaldson to testify. 11:12 am Cross exam by Mr. Veverka. 11:24 am Redirect by Mr. Savikas. 11:25 am Mr. Savikas called Thomas McGeorge to testify before the Court. 11:29 am Cross exam by Mr. Roberts. 11:36 am Arguments by Mr. Castanias 12:07 pm Arguments by Mr. Roberts. The Court instructed the

DAVID J. MALAND, CLERK

Beverly Aulbaugh  
DEPUTY CLERK

Total Time: 3 hrs. 34 mins.

parties to submit to the Clerk's Office a disc with their exhibits on it from the trial. The parties will be responsible for the original paper exhibits. The Court made it's ruling on the record regarding the judgment in this case and the Court will enter a written judgment.

1:20 pm Adjourned.